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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

) CASE NO. 24-CR-226-BLF-8, -9, -10, -11

Plaintiff,

-) UNITED STATES' MOTION TO MODIFY
-) DEADLINE FOR DISCLOSURE OF
-) DEFENDANTS' STATEMENTS

RAUL CORONEL SUAREZ aka "Ray,"
GUSTAVO GARCIA aka "Tatis,"
LORENZO GARCIA Jr. aka "Chito,"
JOSE SALDANA aka "Chepe."

Defendants.

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INTRODUCTION

On September 5, 2025, the Court issued an order setting certain discovery deadlines as to defendants Raul Coronel Suarez, Lorenzo Garcia, and Jose Saldana (collectively, along with defendant Gustavo Garcia, the “Moving Defendants”).¹ Dkt. 304. As relevant here, the order provides that the government must disclose the Moving Defendants’ oral, written, or recorded statements that fall within

¹ Although defendant Gustavo Garcia did not join the motion seeking entry of such an order, the government subsequently stipulated that he would be treated as a Moving Defendant for purposes of the order. Dkt. 311.

1 the scope of Federal Rule of Criminal Procedure 16(a)(1)(A) and (B) by September 19, 2025, to the
2 extent such disclosure would not risk identifying cooperating witnesses. *Id.* at 5-6. Because it is
3 impossible for the government to meet this deadline with respect to voluminous material obtained in
4 connection with the government's ongoing investigation of Salinas Acosta Plaza ("SAP") and certain
5 non-defendants, the government requests that the Court modify its order to provide that such material be
6 disclosed within 90 days to the extent it includes the Moving Defendants' statements within the meaning
7 of Rule 16(a)(1)(A) and (B).

8 DISCUSSION

9 As the government has previously acknowledged, its investigation of the defendants and SAP
10 remains ongoing, and the government anticipates seeking a superseding indictment in this case. As part
11 of the ongoing investigation, the government has obtained a large number of search warrants pertaining
12 to non-defendant members of SAP, which have resulted in voluminous returns. To date, the government
13 has not produced material obtained pursuant to all of these non-defendant search warrants. It has not
14 done so both to preserve the integrity of the ongoing investigation, and to respect the privacy interests of
15 the non-defendant members of SAP targeted by the search warrants. As for the latter consideration, the
16 government notes that search warrant returns have included a significant amount of material unrelated to
17 SAP's membership and activity, as well as intimate materials depicting the non-defendants and their
18 partners.

19 Although the non-defendant search warrants referenced herein do not specifically target the
20 Moving Defendants, the government believes the search warrant returns likely contain statements made
21 by one or more Moving Defendants given their association and communication with other non-
22 defendant SAP members, including those targeted by these further search warrants. The government
23 believes that the majority of the Moving Defendants' statements will be disclosed by the September 19
24 deadline insofar as search warrant returns for the Moving Defendants' *own* devices and/or accounts have
25 been disclosed or will otherwise be disclosed prior to the September 19 deadline. However, the
26 government cannot be sure that the search warrant returns for the Moving Defendants' own devices
27 and/or accounts overlap exactly with these further search warrant returns targeting non-defendants, to
28 the extent the further search warrant returns implicate the Moving Defendants' statements. For example,

1 electronic messages between a Moving Defendant and a non-defendant would typically appear in the
2 device/account of both the sender and recipient, but if a Moving Defendant deleted such a conversation
3 from his own devices/accounts that were disclosed, it is possible that the further search warrant returns
4 of the non-defendant SAP target may contain unproduced statements of a Moving Defendant. The
5 government further notes that, although it has not yet disclosed non-defendant SAP search warrant
6 returns in full, highlights of gang-related communications from some of these non-defendant search
7 warrant returns have already been disclosed to the Moving Defendants.

8 In light of the foregoing and the government's good faith effort to comply with the Court's
9 scheduling order, the government intends to begin producing search warrant returns from its ongoing
10 investigation to counsel for the Moving Defendants. It will do so pursuant to an attorneys-eyes-only
11 protective order to mitigate the risk that disclosure will compromise the integrity of the ongoing
12 investigation and for the privacy concerns noted above. Nevertheless, given the voluminous nature of
13 the implicated search warrant returns—composed of at least an estimated 300GB of data—it is
14 impossible for the government to produce these search warrant returns by the September 19, 2025
15 deadline for disclosure of the Moving Defendants' statements.

16 Accordingly, the government requests that the Court modify its September 5 order to provide
17 that the government disclose these further search warrant returns, to the extent they contain Moving
18 Defendant statements subject to disclosure, within 90 days, and that any search warrant returns obtained
19 going forward be promptly produced to the Moving Defendants upon discovery of content implicating
20 the government's disclosure obligations.

21 The government has conferred with the Moving Defendants and they do not object to the
22 government's request.

23 **CONCLUSION**

24 For the foregoing reasons, the government respectfully requests that the Court modify its
25 scheduling order to afford the government sufficient time to disclose the Moving Defendants' statements
26 that are implicated by the government's continuing investigation of SAP.

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2 DATED: September 18, 2025

Respectfully submitted,

3 CRAIG H. MISSAKIAN
4 United States Attorney

5 _____/S/
6 GEORGE O. HAGEMAN
7 JARED S. BUSZIN
8 Assistant United States Attorneys

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10 **ORDER**

11 For good cause shown, the Court modifies its September 5, 2025 scheduling order to provide as
12 follows:

13 9. With respect to any oral, written, or recorded statements of any moving defendant within
14 the meaning of FRCP 16(a)(1)(A) and (B), the government must disclose any such
15 statements identified and obtained pursuant to search warrants targeting non-defendants
16 within 90 days from the filing date of this Order. Any such statements identified
17 pursuant to search warrants obtained by the government from this date forward shall be
18 promptly disclosed to the moving defendants.

19
20 IT IS SO ORDERED.

21
22 DATED: September 19, 2025

